

## STATE OF SOUTH CAROLINA

Joint Petition of ~~Mid-Carolina Electric Cooperative, Inc.,~~  
and ~~South Carolina Electric & Gas Company~~ for the  
~~Reassignment of Territory in Richland County and Approval~~  
of an Agreement to Limit Corridor Rights

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

## COVER SHEET

DOCKET

NUMBER: 2014-      • E

(Please type or print)

Submitted by: K. Chad BurgessSC Bar Number: 69456---

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

## DOCKETING INFORMATION (Check all that apply)

☒ Emergency Relief demanded in petition      ☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: \_\_\_\_\_

## INDUSTRY (Check one)

## NATURE OF ACTION (Check all that apply)

- |  |  |  |  |
|--|--|--|--|
| <input checked="" type="checkbox"/> Electric         | <input type="checkbox"/> Affidavit                 | <input type="checkbox"/> Letter                            | <input type="checkbox"/> Request                   |
| <input type="checkbox"/> Electric/Gas                | <input type="checkbox"/> Agreement                 | <input type="checkbox"/> Memorandum                        | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Electric/Telecommunications | <input type="checkbox"/> Answer                    | <input type="checkbox"/> Motion                            | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Electric/Water              | <input type="checkbox"/> Appellate Review          | <input type="checkbox"/> Objection                         | <input type="checkbox"/> Resale Agreement          |
| <input type="checkbox"/> Electric/Water/Telecom.     | <input type="checkbox"/> Application               | <input checked="" type="checkbox"/> Petition               | <input type="checkbox"/> Resale Amendment          |
| <input type="checkbox"/> Electric/Water/Sewer        | <input type="checkbox"/> Brief                     | <input type="checkbox"/> Petition for Reconsideration      | <input type="checkbox"/> Reservation Letter        |
| <input type="checkbox"/> Gas                         | <input type="checkbox"/> Certificate               | <input type="checkbox"/> Petition for Rulemaking           | <input type="checkbox"/> Response                  |
| <input type="checkbox"/> Railroad                    | <input type="checkbox"/> Comments                  | <input type="checkbox"/> Petition for Rule to Show Cause   | <input type="checkbox"/> Response to Discovery     |
| <input type="checkbox"/> Sewer                       | <input type="checkbox"/> Complaint                 | <input type="checkbox"/> Petition to Intervene             | <input type="checkbox"/> Return to Petition        |
| <input type="checkbox"/> Telecommunications          | <input type="checkbox"/> Consent Order             | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation               |
| <input type="checkbox"/> Transportation              | <input type="checkbox"/> Discovery                 | <input type="checkbox"/> Prefiled Testimony                | <input type="checkbox"/> Subpoena                  |
| <input type="checkbox"/> Water                       | <input type="checkbox"/> Exhibit                   | <input type="checkbox"/> Promotion                         | <input type="checkbox"/> Tariff                    |
| <input type="checkbox"/> Water/Sewer                 | <input type="checkbox"/> Expedited Consideration   | <input type="checkbox"/> Proposed Order                    | <input type="checkbox"/> Other:                    |
| <input type="checkbox"/> Administrative Matter       | <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest                           |  |
| <input type="checkbox"/> Other:                      | <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit             |  |
|  | <input type="checkbox"/> Late-Filed Exhibit        | <input type="checkbox"/> Report                            |  |



K. Chad Burgess  
Associate General Counsel

chad.burgess@scana.com

April 14, 2014

**VIA ELECTRONIC FILING**

The Honorable Jocelyn G. Boyd  
Chief Clerk/Administrator  
Public Service Commission of South Carolina  
101 Executive Center Drive  
Columbia, South Carolina 29210

RE: Joint Petition of Mid-Carolina Electric Cooperative, Inc. and South Carolina Electric & Gas Company for the Reassignment of Territory in Richland County and Approval of an Agreement to Limit Corridor Rights  
Docket No. 2014-\_\_-E

Dear Ms. Boyd:

Enclosed for filing on behalf of Mid-Carolina Electric Cooperative, Inc. and South Carolina Electric & Gas Company is a Joint Petition for the Reassignment of Territory in Richland County and Approval of an Agreement to Limit Corridor Rights.

By copy of this letter, we are serving a copy of the Joint Petition on the South Carolina Office of Regulatory Staff and enclose a certificate of service to that effect.

If you have any questions, please do not hesitate to contact us.

Very truly yours,

K. Chad Burgess

KCB/kms  
Enclosures

cc: John W. Flitter  
Jeffrey Nelson, Esquire  
J. David Black, Esquire  
(all via electronic mail and U.S. First Class Mail w/enclosures)

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2014-\_\_-E**

**IN RE:**

Joint Petition of Mid-Carolina Electric Cooperative, Inc., and South Carolina Electric & Gas Company for the Reassignment of Territory in Richland County and Approval of an Agreement to Limit Corridor Rights.

**JOINT PETITION FOR RE-ASSIGNMENT  
OF TERRITORY**

Mid-Carolina Electric Cooperative, Inc. ("Mid-Carolina"), and South Carolina Electric & Gas Company ("SCE&G") (collectively, the "Petitioners") hereby jointly petition the Public Service Commission of South Carolina (the "Commission") for and the reassignment of certain territory in Richland County, South Carolina and approval of an agreement to eliminate "corridor rights" in the specified area. This Joint Petition is made pursuant to The Territorial Assignment Act, S.C. Code Ann. §§ 58-27-610 to -690 (1976 & Supp. 2012).

**I. Introduction**

In support of this Joint Petition, Petitioners allege and show unto the Commission the following:

1. SCE&G is a corporation organized and existing under the laws of the State of South Carolina. Further, SCE&G is, in part, an electrical utility engaged in the generation, transmission, distribution, and sale of electricity to the public for compensation. SCE&G's retail electric operations are subject to the jurisdiction of the Commission. Additionally, SCE&G is an electric supplier as defined by the Territorial Assignment Act. S.C. Code Ann. § 58-27-610(1) (1976).
2. Mid-Carolina is subject to the limited jurisdiction of the Commission as an electric supplier as defined by the Territorial Assignment Act. S.C. Code Ann. § 58-27-610(1) (1976).
3. The Commission may assign to electric suppliers areas outside the corporate limits of municipalities and that are more than 300 feet from the lines of electric suppliers. S.C. Code Ann. § 58-27-640 (1976).



4. Upon agreement of the affected electric suppliers, the Commission may reassign portions of previously assigned service areas. S.C. Code Ann. § 58-27-650(A) (Supp. 2012).

5. The Commission has the authority to approve agreements between electric suppliers concerning corridor rights. The Commission shall approve those agreements if, after giving notice and an opportunity for hearing to interested parties, it finds the agreements to be fair and reasonable. S.C. Code Ann. § 58-27-620(8) (Supp. 2012).

6. The Commission has previously exercised its statutory authority and assigned electric service territories within Richland County, South Carolina, to Mid-Carolina and SCE&G.

7. The herein proposed re-assignment of territories among the Petitioners will not cause any customers to change their service; that is, no customers will be affected by the Joint Petition.

8. **Exhibit 1**, attached to this Petition and incorporated herein by reference, is the "Key Map" that depicts the present and proposed reassignment of territories in the affected portions of Richland County. This Key Map is the result of lengthy good faith negotiations between Mid-Carolina and SCE&G to re-assign various territories within Richland County. The characteristics of the Key Map are as follows:

- a. On **Exhibit 1**, the affected portions of Richland County are divided into grid blocks (e.g., A2, C3). Each grid block represents a distinct portion of Richland County, and is described in further detail by way of additional exhibits attached to this Joint Petition. These grid blocks depict the proposed reassignment of territory at the street level.
- b. On **Exhibit 1**, territory shaded in light green is presently assigned to Mid-Carolina.
- c. On **Exhibit 1**, territory that is shaded in dark green is presently assigned to SCE&G, but the Petitioners request that the territory hereafter be reassigned to Mid-Carolina.
- d. On **Exhibit 1**, territory that is shaded in light red is presently assigned to SCE&G.
- e. On **Exhibit 1**, territory that is shaded in dark red is presently assigned to Mid-Carolina, but the Petitioners request that the territory hereafter be reassigned to SCE&G.
- f. On **Exhibit 1**, the area that is shaded in purple represents a municipality; electric service within the municipality's boundary is governed by the

municipality pursuant to certain franchise agreements. Therefore, electric service within this area is not affected by the Joint **Petition**.

- g. On **Exhibit 1**, territory that is shaded in grey represents territory that, although located in **Richland County**, is not a part of this Joint Petition and the assignment of electric service in these areas are not affected.

## **II. Request to Reassign Territory in Richland County**

9. As shown on **Exhibit 1** (Key Map) and enlarged on **Exhibits A1 - A2, B1 - B3, and C3**:

- a. the territory that is shaded in light green is presently assigned to Mid-Carolina.

- b. the territory that is shaded in dark green is presently assigned to SCE&G, but the Petitioners request that the territory hereafter be reassigned to Mid-Carolina.

- c. the territory that is shaded in light red is presently assigned to SCE&G.

- d. the territory that is shaded in dark red is presently assigned to Mid-Carolina, but the Petitioners request that the territory hereafter be reassigned to SCE&G.

- e. the area that is shaded in purple represents a municipality; electric service within the municipality's boundary is governed by the municipality pursuant to certain franchise agreements. Therefore, electric service within this area is not affected by the Joint **Petition**.

- f. the area that is shaded in grey is not addressed in the Joint Petition; accordingly, the grey area represents portions of **Richland County** that are unaffected by the Joint Petition.

10. Petitioners respectfully request that the Commission reassign the above detailed portions of **Richland County** in accordance with the Petitioners' negotiated agreement.

## **11. Agreement to Limit Corridor Rights in Specified Areas**

In the areas shown on the colored portion of **Exhibit 1** Petitioners own many miles of distribution lines that have "corridor rights;" therefore, by virtue of those corridor rights, each Petitioner is able to serve new customers located in territory assigned to another.



However, in order to avoid wasteful duplication of electric distribution lines and appurtenant facilities and to better operate their distribution systems safely, **Petitioners** have agreed that they will abandon said corridor rights and not assert a corridor right to serve a customer outside the territory assigned to that **Petitioner** in **Richland County** as set forth in the above paragraph.

12. **Petitioners** allege that no facilities or territories of any other electric suppliers are affected by the changes **Petitioners** propose herein.

13. **Petitioners** allege that each is fully capable of furnishing adequate and dependable electric service in the areas that each now serves and would serve upon the **Commission's** granting of this **Petition**.

14. **Petitioners** have considered the public convenience and necessity in their negotiations and believe the reassignment of the above detailed territories are in the public interest and assert that the **Commission's** approval of this **Petition** will be in the public interest. By making the reassignments of territory in the manner described in this **Petition**, **Mid-Carolina** and **SCE&G** have given careful consideration to system economy, service reliability and good utility practice, efficiency and safety - all of which support a finding that the reassignment of territory set forth herein promotes public convenience and necessity. Moreover, the reassignment of these territories will avoid the duplication of utility facilities in these areas.

15. **Petitioners** respectfully request that the **Commission** determine this matter solely on the basis of this filing unless there are protests or petitions to intervene, and in that event, to set this matter for hearing and determination at the earliest possible date.

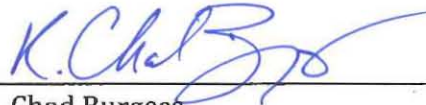
WHEREFORE, **Mid-Carolina Electric Cooperative Inc.**, and **South Carolina Electric & Gas Company**, having jointly made petition to the **Commission**, pray that the **Commission** issue its order:

1. Accepting this **Petition** as filed;
2. Finding and Determining that the territorial reassignments as set forth in **Paragraphs 8 through 15** supersedes any prior territorial assignment and that the reassignments are in accordance with the public convenience and necessity;
3. Reassigning to **Mid-Carolina** the territories detailed in the attached exhibits and described above;
4. Reassigning to **SCE&G** the territories detailed in the attached exhibits and described above;

5. Approving the agreement among Petitioners wherein each has agreed not to assert corridor rights outside the territory assigned to them in the area described in Paragraph 11 above.

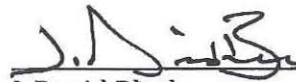
6. Amending the territorial assignment maps to reflect the reassignments requested herein.

Respectfully Submitted,



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Matthew W. Gissendanner  
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Electric & Gas Company



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Attorneys for Petitioner Mid-Carolina Electric  
Cooperative, Inc.

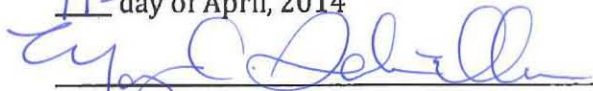
April <sup>14</sup>/<sub>11</sub>, 2014

STATE OF SOUTH CAROLINA     )  
  )  
COUNTY OF RICHLAND         )

**VERIFICATION**

Personally appeared before me W. Keller Kissam who, being duly sworn, deposes and says that he is Senior Vice President of SCANA Corporation and President of Retail Operations of the Petitioner, South Carolina Electric & Gas Company; that he has read the foregoing Joint Petition and the matters alleged therein are true and correct to the best of his knowledge, information and belief based upon his personal knowledge and his review of the corporate records of South Carolina Electric & Gas Company related to the matters alleged in the Joint Petition; and that he is fully authorized to verify the contents of the Joint Petition on behalf of South Carolina Electric & Gas Company.

Sworn to before me this  
11<sup>th</sup> day of April, 2014



Notary Public for South Carolina

My Commission Expires: 5/30/2013

  
\_\_\_\_\_  
W. Keller Kissam



STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

**VERIFICATION**

Personally appeared before me Robert Paulling who, being duly sworn, deposes and says that he is the Chief Executive Officer of the Petitioner, Mid-Carolina Electric Cooperative, Inc.; that he has read the foregoing Joint Petition and the matters alleged therein are true and correct to the best of his knowledge, information and belief based upon his personal knowledge and his review of the corporate records of Mid-Carolina Electric Cooperative, Inc. related to the matters alleged in the Joint Petition; and that he is fully authorized to verify the contents of the Joint Petition on behalf of Mid-Carolina Electric Cooperative, Inc.

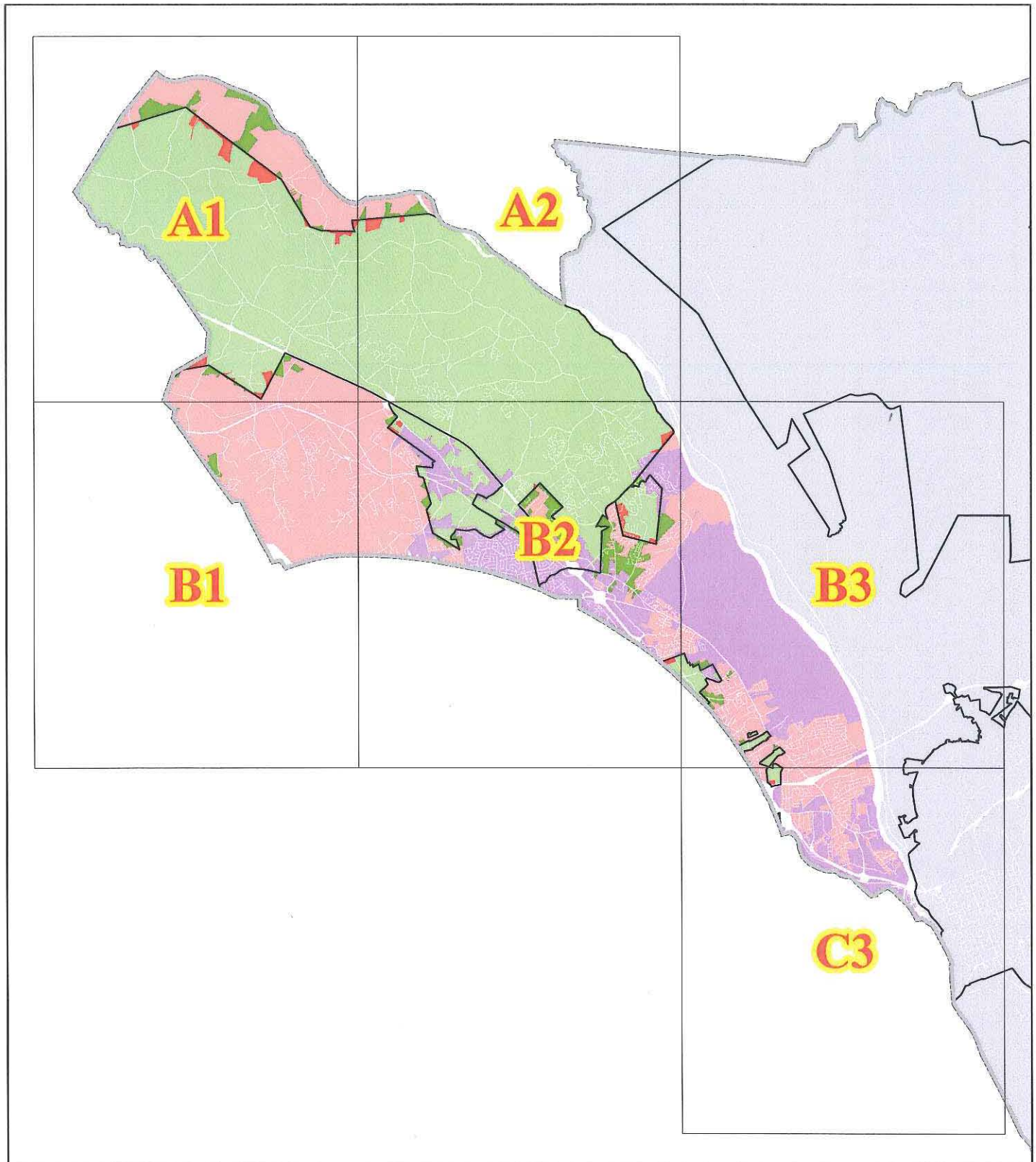
Sworn to before me this  
9<sup>th</sup> day of April, 2014

1 Getti 2 On-Well

Notary Public for South Carolina

My Commission Expires: 5-7-19

B Robert Paulling  
B. Robert Paulling



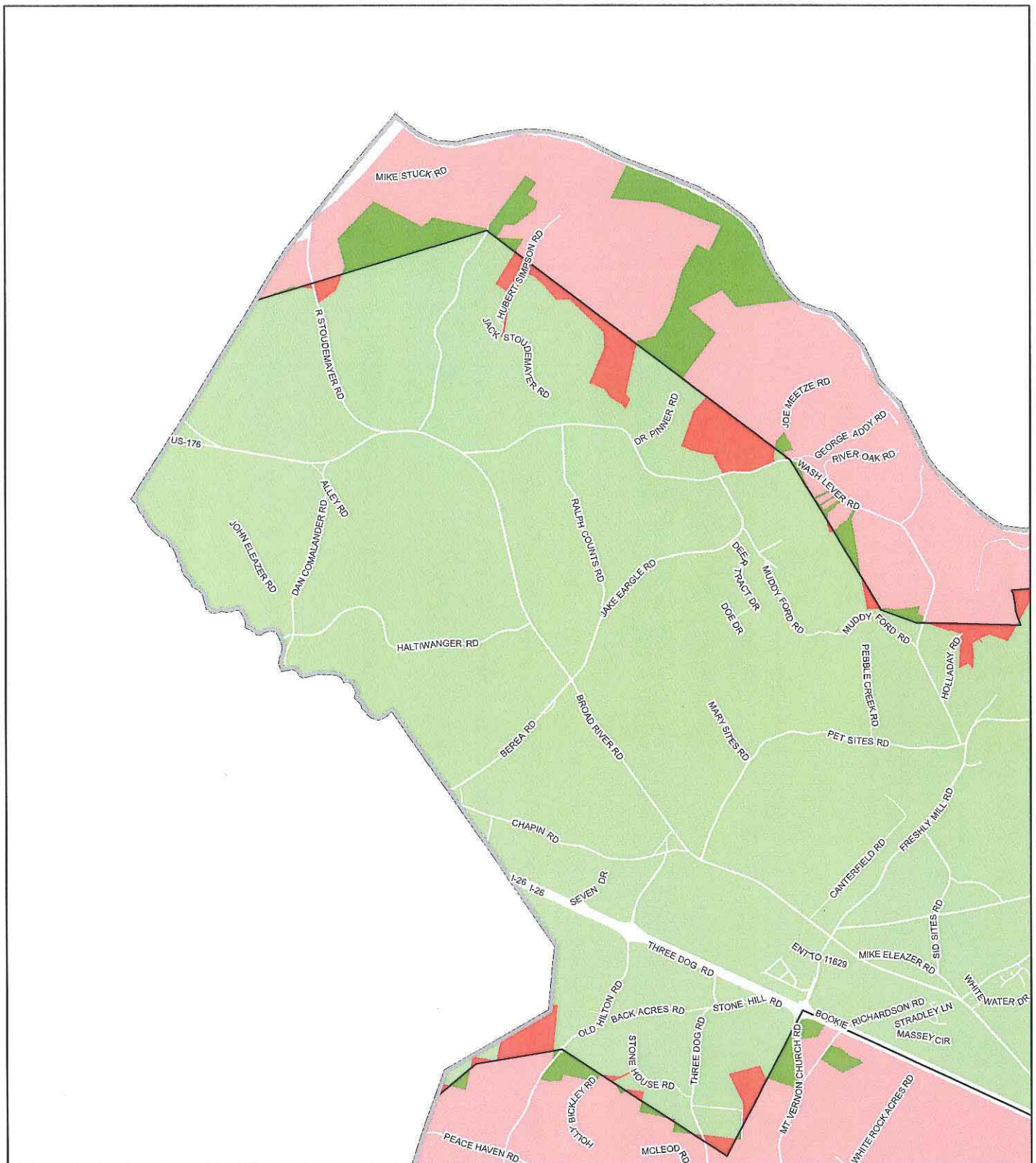
**2014 Territorial Assignment realigned to Richland County Parcels  
Final Agreement between SCE&G - MCEC (west of the Broad River)**

**Legend**

	Territory Gain	Assigned Territory
Richland County	MCEC Gain	MCEC
Richland Parcels Excluded	SCE&G Gain	City Boundary
Original Boundary Line	SCE&G	

Exhibit: **KeyMap**





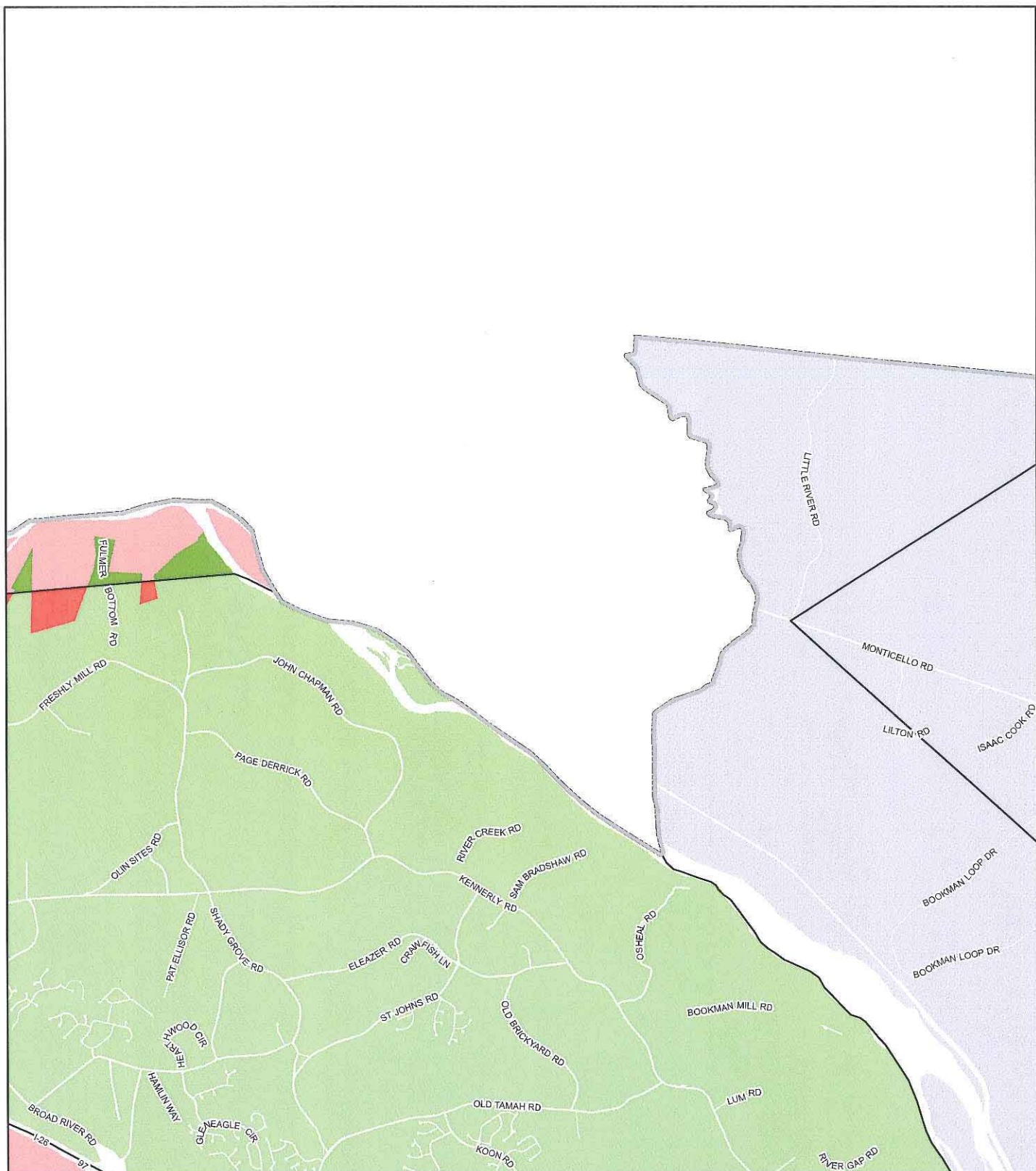
## 2014 Territorial Assignment realigned to Richland County Parcels Final Agreement between SCE&G - MCEC (west of the Broad River)

### Legend

	Richland County	<b>Territory Gain</b>	<b>Assigned Territory</b>
	Richland Parcels Excluded	MCEC Gain	MCEC
	Original Boundary Line	SCE&G Gain	City Boundary
			SCE&G

Exhibit: **A1**





## 2014 Territorial Assignment realigned to Richland County Parcels Final Agreement between SCE&G - MCEC (west of the Broad River)

### Legend



Richland County

Richland Parcels Excluded

Original Boundary Line

Territory Gain

MCEC Gain

SCE&G Gain

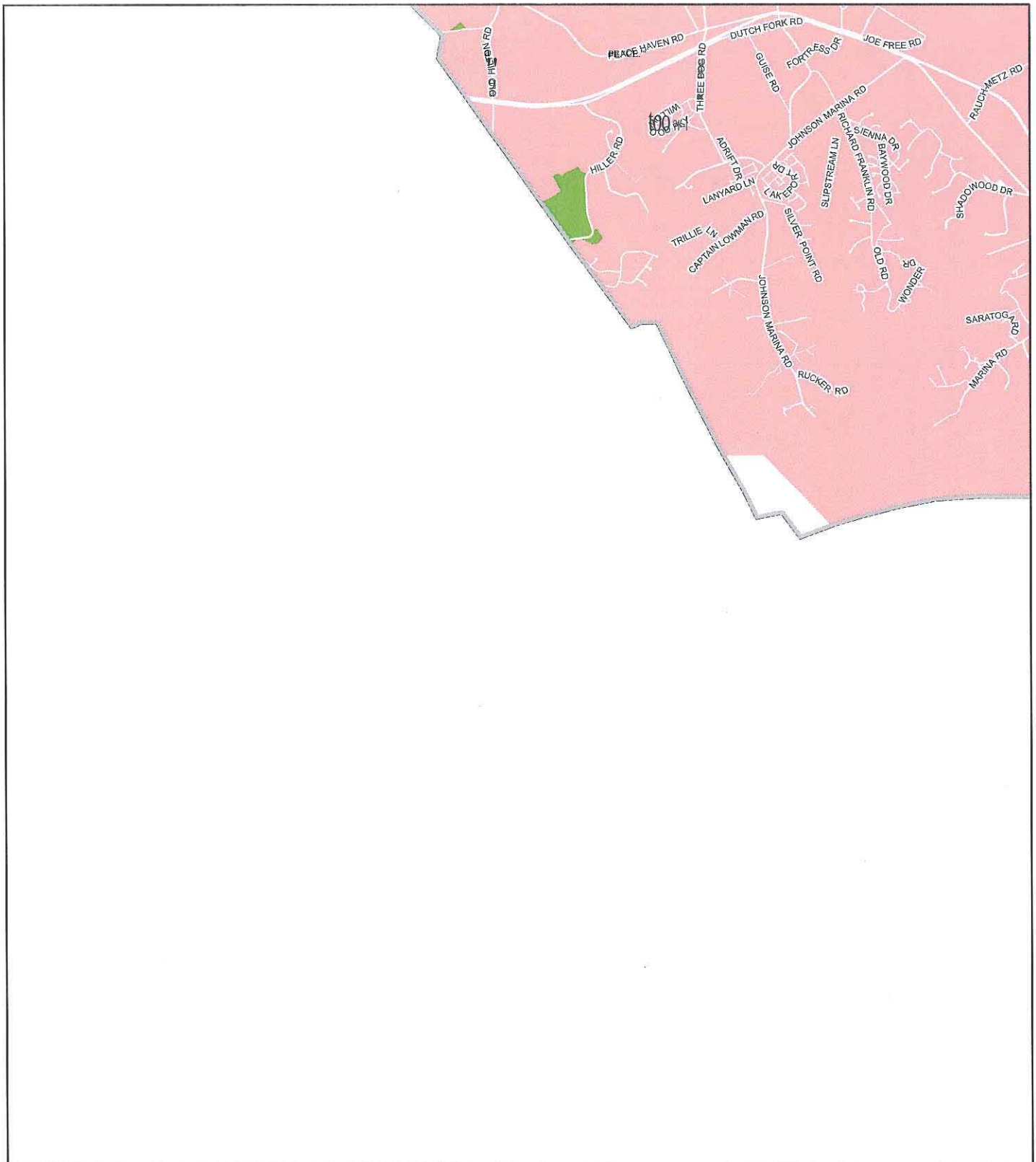
Assigned Territory

MCEC

City Boundary

SCE&G

Exhibit: **A2**



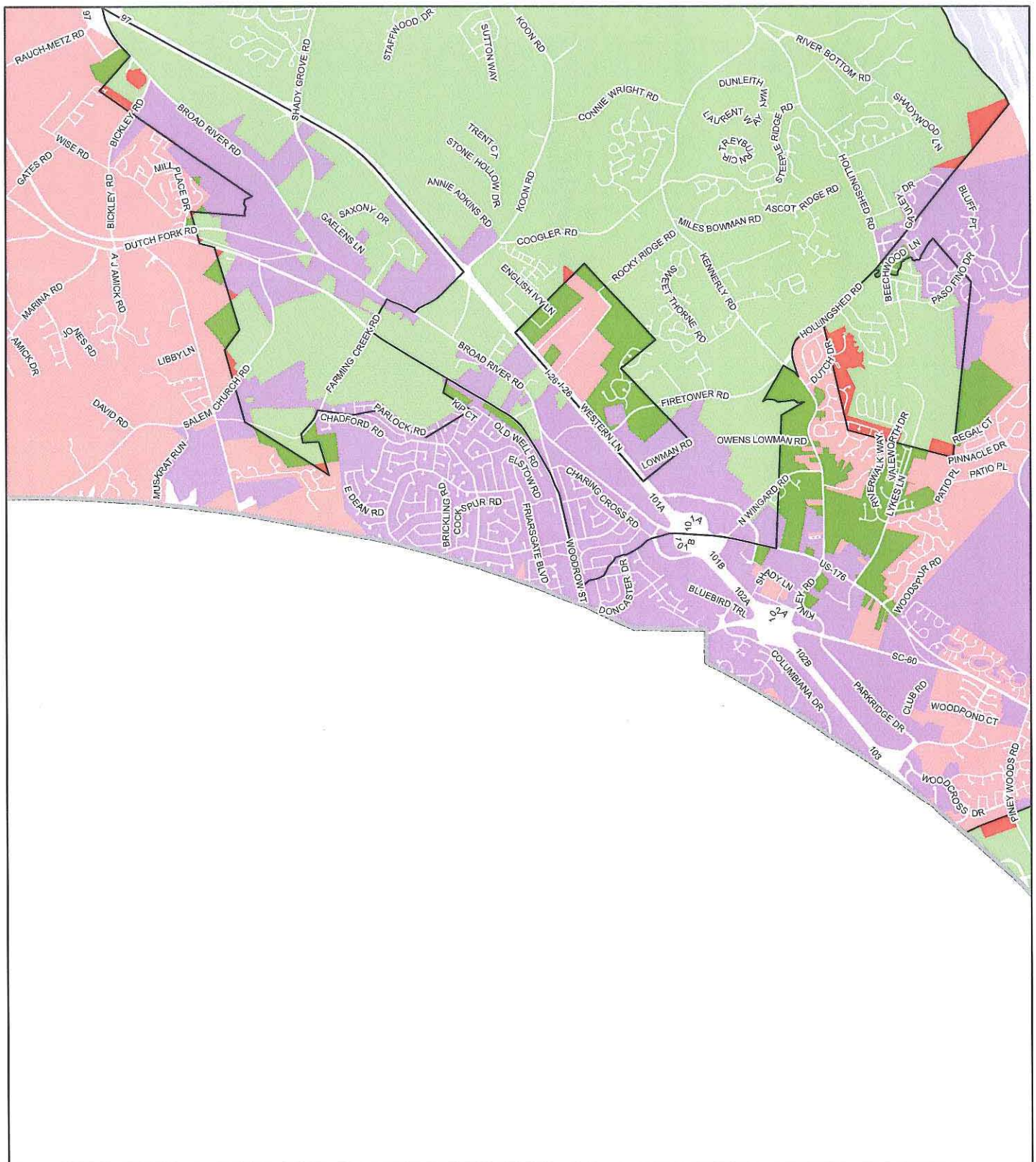
## 2014 Territorial Assignment realigned to Richland County Parcels Final Agreement between SCE&G - MCEC (west of the Broad River)

### Legend

	Territory Gain	Assigned Territory
Richland County	MCEC Gain	MCEC
Richland Parcels Excluded	SCE&G Gain	City Boundary
Original Boundary Line		SCE&G

Exhibit: **B1**





## 2014 Territorial Assignment realigned to Richland County Parcels Final Agreement between SCE&G - MCEC (west of the Broad River)

### Legend









	Richland County	<b>Territory Gain</b>	<b>Assigned Territory</b>
	Richland Parcels Excluded	 MCEC Gain	 MCEC
	Original Boundary Line	 SCE&G Gain	 City Boundary
		 SCE&G	

Exhibit: **B2**





## 2014 Territorial Assignment realigned to Richland County Parcels Final Agreement between SCE&G - MCEC (west of the Broad River)

### Legend



Richland County



Richland Parcels Excluded



Original Boundary Line

Territory Gain

MCEC Gain

SCE&G Gain

Assigned Territory

MCEC

City Boundary

SCE&G

Exhibit **B3**





## 2014 Territorial Assignment realigned to Richland County Parcels Final Agreement between SCE&G - MCEC (west of the Broad River)

### Legend

	Richland County	<b>Territory Gain</b>	<b>Assigned Territory</b>
	Richland Parcels Excluded		
	Original Boundary Line		

Exhibit: **C3**

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 2014-\_\_\_\_-E

IN RE:

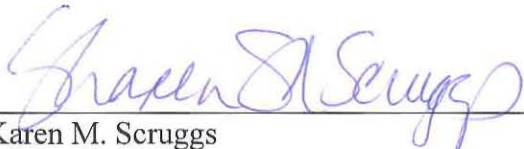
Joint Petition of Mid-Carolina Electric Cooperative, )  
Inc. and South Carolina Electric & Gas Company )  
for the Reassignment of Territory in Richland )  
County and Approval of an Agreement to Limit )  
Corridor Rights. )  
\_\_\_\_\_ )

**CERTIFICATE OF  
SERVICE**

This is to certify that I have caused to be served this day one (1) copy of the  
**Joint Petition for Re-Assignment of Territory** via electronic mail and U.S. First Class  
Mail to the persons named below at the address set forth:

Jeffrey M. Nelson, Esquire  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201  
[jnelson@regstaff.sc.gov](mailto:jnelson@regstaff.sc.gov)

John W. Flitter  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201  
[jflitter@regstaff.sc.gov](mailto:jflitter@regstaff.sc.gov)

  
\_\_\_\_\_  
Karen M. Scruggs

Cayce, South Carolina

This 12th day of April 2014